

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 40383-0004

Applicant:

Richard B. BRANDON

Confirmation No. 7735

Appl. No.:

10/630,988

Art Unit: 1631

Filing Date:

July 28, 2003

Examiner: Unassigned

Title:

DIAGNOSTIC METHOD FOR ASSESSING A CONDITION OF A

PERFORMANCE ANIMAL

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56 and 37 CFR §1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to applicant in order to comply with applicant's duty of disclosure pursuant to 37 C.F.R. §1.56 and §1.97.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Applicant does not waive any rights to take any action that would be appropriate to antedate or otherwise remove as a competent reference any document that is determined to be a *prima facie* prior art reference against the claims of the present application.

RELEVANCE

The documents submitted herewith on Form PTO/SB/08A, lists the documents cited by or submitted to the Patent Office in parent application Serial No. 09/896,941, filed June 29, 2001.

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Colin G. Sandercock Roused J. KAMIS Registration No. 31,298 Per. No. 41,104

Customer No. 26633

As provided in 37 C.F.R. §1.98(d), copies of the documents are not being provided since they were previously cited by or submitted to the Patent Office in parent application Serial No. 09/896,941, filed June 29, 2001.

TIMING/FEES

The instant Information Disclosure Statement is being filed in compliance with 37 CFR §1.97(b) prior to the mailing date of the first official action, therefore, no fee is required in connection with its filing. However, the Commissioner is hereby authorized to charge any deficiency or to credit any overpayment to Deposit Account No. 08-1641.

Applicant respectfully requests that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with M.P.E.P. §609.

Date: October 18, 2004

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2PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

40383-0004

Under the Repetwork Reduction Act of 1995, no persons	are required to respond to a collection	n of information unless it contains a valid OMB control number		
Substitute 10 PAPE 149A/PTO	Complete if Known			
	Application Number	10/630,988		
INFORMATION DISCLOSURE	Filing Date	July 28, 2003		
STATEMENT BY APPLICANT	First Named Inventor	Richard Bruce BRANDON		
	Group Art Unit	1631		
(use as many sheets as necessary)	Examiner Name	Unassigned		

Attorney Docket Number

Sheet

		Document Number	Publication Date	Name of Patentee or Applicant	Pages Calverna Lines When Site	
Examiner Cite No.1	Number - Kind Code ² (if known)	MM-DD-YYYY	of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
	A01	5,976,803	11/2/1999	Meek, KD		
	A02	6,114,114	9/5/2000	Seilhamer, JJ et al.		
	A03	6,194,158	2/27/2001	Kroes, RA et al.		
	A04	6,206,829	3/27/2000	lliff, E.C.		
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FOREIGN PATENT DOCUMENTS						
		Foreign Patent Document			Pages, Columns, Lines, Where	
Examiner Initials*	Cite No.	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Relevant Passages or Relevant Figures Appear	T [©]
	A06	WO 01/25473	4/12/2001			

Examiner Signature	_	Date Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <u>www.uspto.gov</u> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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	_	-		CLOSURE	Filing Date	July 28, 2003
	STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Richard Bruce BRANDON
					Group Art Unit	1631
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<u> </u>	Sheet	2	of	2	Attorney Docket Number	40383-0004

OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS				
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²	
	A07	GOLUB, TR et al., 1999, Science, pp. 531-537, Vol. 286		
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Examiner	 Date	
Signature	Considered	